

# THE NEWS OF NORFOLK ON PAGES 2, 3, 5 AND 6.

## MUNYON'S GUARANTEE.

Strong Assertions as to Just What the Remedies Will Do.



form of cold and so on through the entire list of remedies. At all druggists. Write Prof. Munyon, 1800 Arch st., Phila. It is absolutely free.

## An Ordinance

IN REGARD TO THE CITY BACTERIOLOGIST AND THE DUTIES OF ATTENDING PHYSICIANS IN SUSPECTED CASES OF DIPHTHERIA AND MEMBRANOUS GROUP.

BE IT ORDAINED by the Common and Select Councils of the City of Norfolk that,

1st. The Board of Health shall on the 1st day of July, 1900, or so soon thereafter as practical, and biennially thereafter, appoint with the approval of the Councils, a City Bacteriologist. He shall be a physician and an elector of the city and shall receive \$75.00 per month, to be paid by the Board of Health out of its annual appropriation. He shall hold office for two years and until his successor is elected and qualified, unless sooner removed. The Board of Health shall have power to remove the person who may be City Bacteriologist at any time and elect a successor in the manner hereinbefore provided.

2nd. It shall be the duty of the City Bacteriologist to make and examine cultures, or simply examine the cultures when the same are furnished him, from all persons supposed to be suffering from diphtheria or membranous croup. It shall be his duty to make a bacteriological examination of the city water and report thereon periodically as may be determined by the Board of Health, and also whenever required by the Board of Water Commissioners or the Board of Health, and generally to do such bacteriological work as the Board of Health may from time to time think expedient and direct. And the Board of Health shall make such rules and regulations for the conduct of the office of City Bacteriologist as it may deem proper.

3rd. It shall be the duty of all physicians attending cases of suspected diphtheria or membranous croup to report such cases at once to the City Bacteriologist and the City Bacteriologist shall, without delay, make a culture from the throat of the person suspected within 12 hours after receiving the notice and report to the said attending physician and also the Health Commissioner the result of the examination of the culture. If the attending physician desire he may himself make the culture and deliver the same at once to the City Bacteriologist for examination and report as aforesaid. For this purpose the City Bacteriologist shall keep culture tubes at least one drug store in each ward of the city to be furnished the attending physician free of charge.

4th. In all cases where the bacillus of diphtheria is found, a second culture shall be made in the manner aforesaid seven days after the disappearance of the membrane and if bacilli be found by the City Bacteriologist to be still present, further cultures and examination shall be made every four days in the manner aforesaid, until the City Bacteriologist certifies that no bacillus of diphtheria is present and until such time the patient shall be isolated and other regulations observed as required in cases of diphtheria.

5th. The Board of Health shall as soon after the passage of this ordinance as possible, with the approval of the Councils, a City Bacteriologist to hold office until July 1st, 1900, who shall receive the salary and perform the duties as required in this ordinance.

Adopted by the Common Council November 7th, 1899.

J. F. EAST, President Common Council, Adopted by the Select Council, November 14th, 1899.

CHAS. H. CONSOLVO, Vice-President of the Select Council, Teste: H. S. HERMAN, City Treasurer, no23-5t



## A Child's Toys

Is its chief enjoyment during its youth. Our chief enjoyment is to please our trade always.

We enjoy making your trousers from \$4 to \$8. Likewise Suits and Overcoats from \$14 to \$35.

## E. B. Brady & Co.,

Popular Price Tailors, Cor. Main and Church Streets.



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PHENIX Stamp and Stencil Works, Job Printers, Cor. Nivison and Church Sts.

BENJ. L. DOZIER, Livery, Boarding and Transient Stables, 61, 63, 65 Cove Street. Everything new and up-to-date. S. S. PHONE, 665. OLD PHONE, 665.

## COURT DECISIONS.

Notes of Cases Recently Decided, Which are of Interest to Our People.

DIGESTED BY W. B. MARTIN. (Exclusively for Virginian-Pilot.)

### STATE v. ELKS.

Supreme Court of North Carolina. October 17, 1899.

THE DEFENDANT HERE WAS HELD GUILTY OF FORCIBLE TRESPASS UPON THE FACTS STATED BELOW.

This was an indictment for forcible trespass upon land. The defendants were convicted and appealed. The facts as shown by the record were as follows:

The prosecutrix, an "old colored woman," owned a small tract of land containing 20 acres; that she had lived on this land continuously for 29 years, and had a deed for the same, giving metes and bounds for 23 years; that there was a field of cleared land around her dwelling house, inclosed by a fence, but that this fence did not extend to the boundary line, as indicated by her deed, by about 50 yards; that the land between her fence and the boundary of her land, as indicated by her deed, was woodland; that she had been in the habit of getting wood and timber off this woodland, selling wood and timber off it to others, and also to the defendant Elks in the year 1893; that this woodland was in sight of the prosecutrix's residence, but some 300 yards from her house; that she saw defendants enter upon this woodland and commence cutting and carrying off the wood and timber, and she went to within 30 or 40 yards of where defendants were engaged in cutting and carrying off said timber, and forbade them to do so, but they refused to stop, telling prosecutrix that she had no land, and continued to cut and carry off said timber until prosecutrix had them arrested, under a State warrant, for said alleged trespass; that she did not go nearer to the defendants for the reason that she was afraid to do so, there being six of them, all white men, with axes and saws, and the defendant Elks having the reputation of being a violent and dangerous man. The defendant claimed that he was the owner of the locus in quo, and introduced a deed for the same, dated in January, 1899, from some third party. Upon this evidence the court charged the jury, among other things, not to extend to "that if they believed the evidence, the prosecutrix owned the land covered by her deed, and if prosecutrix went to place of the alleged trespass, in 20 or 40 yards of defendants, and ordered them to desist, and leave the premises, and the defendants, in her presence, and against her protest, and on land covered by her deed, continued to cut timber, the law would carry the force and effect of her possession to the outer boundaries of her deed; and if the language and conduct of the defendants were then and there such as were calculated to provoke the prosecutrix to a breach of the peace, and their numbers such as to overawe resistance, or render it useless, defendants would be guilty, and this would be true though the prosecutrix never crossed her fence, but remained all the time within her inclosure." Defendants excepted to so much of said charge as stated: "If alleged trespass was committed in presence of prosecutrix, and on land covered by her deed, the law would carry the force and effect of her possession to the boundary of her deed." Also to that portion which said it was not necessary for prosecutrix to have crossed her fence.

The court held the charge of the lower court to be correct, and says:

"It is shown, at least in this case, that the meshes of the law have been sufficient to catch and hold the strong and to protect the weak. There is no error, and the judgment is affirmed."

### HOME v. HOYT.

Supreme Court of New Hampshire.

WHERE A PARTY MADE AND RECORDED A MORTGAGE ON HAY CUT ON A CERTAIN FARM, AND AFTERWARD COMMINGLED THE HAY WITH THAT CUT ON ANOTHER PLACE, AND SOLD THE WHOLE TO ANOTHER PARTY, THE MORTGAGE LIEN WAS NOT DESTROYED, BUT SUFFICIENT HAY COULD BE TAKEN FROM THE COMMINGLED PROPERTY TO SATISFY THE MORTGAGE.

This was an action by Ella Home against Hoyt and Hanson. Thomas Home mortgaged to defendant Hanson all the hay standing and growing on the Batchelder place, of which he was tenant, to be cut and put into the barn by him. This mortgage was recorded. Home owned an adjoining farm and conveyed it and all hay cut on it to the plaintiff. He also conveyed to plaintiff all hay cut from the Batchelder place. The hay on both farms was cut by Home and put into the same barn on his place. The plaintiff afterwards took possession of Home's place and of the barn with the hay in it. The defendant Hanson proceeded to foreclose his mortgage and at the sale bought the hay conveyed by it. He then proceeded, with the assistance of his co-defendant Hoyt, who was sheriff of the county, to take possession, and took from the hay commingled in the barn enough hay to sat-

isfy the mortgage. For this alleged trespass this suit was brought. The lower court gave judgment for defendants and plaintiff appealed.

The court says:

Hanson had a valid mortgage duly recorded of the grass on the Batchelder place, which Home agreed to put into the barn without expense to Hanson. The mortgage lien was not destroyed by the act of the mortgagor in commingling the mortgaged property with his other hay, and the plaintiff, by her purchase, took the hay subject to the Hanson mortgage. The rights of parties in a case of confusion of goods, may be expressed as follows: "If the goods are accidentally mingled, and they are of such character that they can be distinguished and separated, there will be no change of property, but each will be entitled to his own. If they are of such a nature that they cannot be identified or separated, as corn, oil, wine, hay, &c., then each is entitled to his aliquot part of the entire quantity." As the commingling was not accidental on the part of the plaintiff's vendor, this statement of law is sufficiently favorable to the plaintiff. Hanson, before foreclosing, requested the plaintiff to show him the hay cut from the Batchelder place. She declined, denying that Thomas Home had any hay in the barn. Hanson thereupon, in the exercise of his legal right of foreclosure, sold enough of the hay in one of the bays to satisfy his mortgage debt and expenses of foreclosure. The hay in the bay was all of the same quality. As he took no more than his aliquot part it follows that the plaintiff has no legal grievance against him by reason of the foreclosure proceedings. Affirmed.

### TYREE-BAULCH.

PRETTY WEDDING AT OLD POINT YESTERDAY.

A very pleasant wedding occurred yesterday at 5 p. m. at Old Point Comfort. The residence of Mr. William Baulch, on which occasion Miss Virginia Isabel, sister of Mr. Baulch, and Mr. Charles W. Tyree, of Norfolk, were made one.

The large parlors of the Baulch residence were beautifully decorated with cut flowers, evergreens and potted plants. The ceremony was performed as the young couple stood under a large wedding bell of white chrysanthemums, by Rev. John H. Dickinson, assistant rector of Christ P. E. Church, Norfolk. A ring was used, and the bride was given away by Mr. Baulch. Dr. L. J. Gallop, of Norfolk, was the best man. The bride was unattended. She wore a handsome gown of pearl de sole, trimmed with real Duchesse lace. She wore pearl ornaments and carried a bridal bouquet of white chrysanthemums. The bridegroom wore conventional black.

After the ceremony the bride donned a traveling dress of black broadcloth, lavender colored hat and gloves.

At the ceremony, as the bridal party entered, Mrs. G. M. Sutler, who presided at the piano, charmingly rendered the wedding march from Lohengrin, and at the conclusion of the ceremony rendered Bartlett's "Dream" from the opera of "Cavalleria Rusticana."

Following the ceremony the guests congratulated the happy couple and then all present partook of the dainty refreshments provided for the occasion. When the reception was over the newly wedded couple took the Washington steamer for a tour of several of the Northern cities.

Upon their return they will reside at No. 116 Duncan avenue, Norfolk, and will be "at home" to their friends on and after December 4th.

The bride is one of the local belles of Old Point Comfort, and much loved in a large circle of warm friends. The bridegroom is a well known and popular young business man of Norfolk, and is the senior member of the firm of Tyree Brothers, general contractors. The wedding presents were numerous and beautiful.

### GUESTS FROM NORFOLK.

There were a large number of guests present at the wedding, among whom were many from Richmond, Petersburg, Norfolk, Portsmouth, and other Virginia cities. The guests from Norfolk were as follows: Mrs. Bettie A. Tyree, and Messrs. Lee F. and Walter F. Tyree, mother and brothers of the bridegroom; Mr. and Mrs. C. W. O'Neill, the latter being a sister of the bridegroom; Mr. and Mrs. D. Carpenter, Mrs. Abbott Morris, Mrs. Mary F. O'Neill, Mrs. Nellie Peake, Mrs. Jesse Bassett, Mrs. J. W. Bassett, Miss Mabel Schroeter, Mr. Leroy Davis, Mr. Henry V. Wall, Mr. E. M. Hall, Mr. J. D. Sullivan, Mr. W. B. Fentress and Purser Howard, of the steamer Ocean View.

\$300 Pianos, brand new, \$125; easy payments; this week only, at 192 Church street.

Saturday: Last day of Special Sale Pianos at Factory cost. 192 Church street.

### Obsequies of Policeman Callahan.

The funeral of Mr. Thomas J. Callahan, the efficient and popular member of the police force of this city, whose sudden demise Tuesday a. m. startled and grieved his family and numerous friends, was held from St. Mary's Catholic Church at 10 o'clock yesterday morning. A large audience filled the spacious auditorium and heard the solemn requiem high mass celebrated by Father Doherty. The police force, and Emeralds, Hibernians, and the Knights of Columbus, were each present in a body. "One Sweetly Solemn Thought" was sung softly as the casket was borne from the church, and many moistened eyes attested the sorrow of people at the untimely taking off of one who a few minutes before the sudden summons came, appeared to be in the best of health and spirits. Among the many floral tributes a large "Gates Ajar," sent by the Police Department, was particularly noticeable. The interment was in St. Mary's Cemetery, the following gentlemen serving as pall-bearers:

From the Police Force—Captains M. J. Vellines and M. H. Prince. Emeralds—S. C. Phillips and James W. Long. Knights of Columbus—Michael Murphy and Charles H. Consolvo. Hibernians—M. J. Lyons and Joseph Flynn.

## IN SHIPPING CIRCLES.

WAITING FOR BAIT—MOVEMENT OF VESSELS.

There arrived in Norfolk yesterday via the Adams Express Co what is probably the largest single express shipment ever received in this city. This was a carload of frozen bait for blue-fishing. The express charges were \$212.

At present there are some ten fishing schooners at Norfolk and Old Point practically idle for want of bait. Bait is scarce and little or none can be caught off the coast or inlet waters, and the bait famine has put a temporary halt on fishing operations. This condition of affairs has existed for some three weeks and has resulted in this big express shipment in the one instance. What the other companies owning, or owners of vessels, will do in this juncture is not known, but one vessel has got her bait and will be off for the fishing grounds at once.

This morning the tug C. W. Morse will start for Key West to the assistance of the schooner Mary Morse, lumber laden, for Noank, Conn., which had to put in at Key West, leaking slightly. The C. W. Morse will put a pump aboard the schooner, pump her out, and tow her to her destination.

Yesterday the schooner Percy & Lillie, Captain Anderson, coal laden, from New York to Georgetown, S. C., put in to this port from sea with rudder stock strained and broken, for repairs. She will put in new stock and proceed.

Captain Cottrell, coast pilot, has been engaged to take the tug E. V. Williams to Georgetown, towing the Caler dredge, mud machine and two scows for use by the Atlantic Coast Lumber Company. Captain Cottrell is an old hand at the wheel and an expert in his line.

The German steamship Olinda was towed to the old Seaboard compress warehouse on the Southern Branch, where work was at once begun at taking out her cargo. The fire was finally quenched Wednesday evening. It is feared her cargo is considerably damaged.

Captain George P. Hudson returned yesterday from a ten days' trip to New York and Philadelphia on important business for his company.

There was apparently a lively storm brewing off the coast yesterday. The wind reached 25 miles N.E. at Cape Henry at 5 o'clock in the afternoon, and increasing.

A lively thunderstorm broke over the city at about 6:30 o'clock, with one fierce flash of lightning followed by heavy thunder. The rain fell in torrents for a few minutes, but later moderated.

Shipping brokers are complaining of the great scarcity of vessels. They could charter two for one they are now placing, if they could get them.

### SUNDAY SCHOOL TEACHERS.

SOCIAL LAST NIGHT AT FIRST BAPTIST CHURCH.

The Sunday School teachers' social, under the auspices of the W. C. T. U., at the First Baptist Church last night, was not largely attended on account of the inclement weather. The social was held for the purpose of discussing the temperance lesson for the Sunday Schools next Sunday, this being International Temperance Sunday. Dr. W. J. Young and Mr. H. A. Meacham were expected to talk on the lesson, but both were unable to be present because of the stormy weather. Mrs. R. H. Jones expounded the lesson, and strong temperance talks were made by several of those present, including Messrs. Duncan, Wilson and Keelinger. A request was made for quarterly meetings of the Sunday School teachers hereafter. Light refreshments were served.

### Didn't Get a License.

He called at the clerk's office twice Wednesday afternoon to get a marriage license, but was drunk each time, and it was refused him. He could not remember the name of his intended bride, and handed the clerk a slip of paper with the names of two ladies written on it, and told the official to "take the first." The man was about 45 years of age, rather roughly dressed, and appeared to be a boatman. He was too drunk to tell his own name, but may call again when he sobers up.

### "He Mistakes the Effect

for the Cause." That is what the person does who tries to cure rheumatism or any other disease by alleviating the symptoms. Hood's Sarsaparilla removes the cause and permanently cures.

HOOD'S PILLS do not gripe. All druggists, 25c.

\$300 Pianos, brand new, \$125; easy payments; this week only, at 192 Church street.

### Jackson Light Infantry.

A meeting of the Jackson Light Infantry will be held at 8:30 o'clock this evening for the purpose of taking measurements, etc., for uniforms, for those who have signified their intention to become members of the company. It is probable that the company will be mustered into the State's service by December 1st.

### OTHER LOCAL ON PAGE 6

IT MEANS MORE THAN YOU IMAGINE.

Many apparent diseases are symptoms of something deeper. Such are dyspepsia, nervousness, insomnia, the blues and the well-known run down feeling which no amount of rest can remove. Perhaps you have been taking all sorts of medicine and consulting doctor after doctor, until you have given up all hope of getting well. It is just such chronic cases that Dr. Greene, discoverer of that wonderful remedy, Dr. Greene's Nervura, wants to examine. You can consult him WITHOUT FEE OR COST. If you can not call on him at his office, 35 West 14th street, New York City, you can write him a letter describing your symptoms. This will cost you nothing, and you will get the advice of the leading specialist in curing nervous and chronic diseases.

The Saks Stores

234-236 Main Street.

## A Splendid Hat—in a Novelty Box

—and the price complete is only \$2.

Every Englishman who travels, and a whole lot of Americans, carry their Hats in the leather box that's had one shape and style from time immemorial. It's a novelty in pasteboard, with handle and strap, and the steamer's label and all.

The Hat is the kind that hatters sell for \$3—shaped on all the latest blocks.

If you should think of making anybody a Christmas gift of a Hat—in one of these boxes it would be doubly appreciated.

We sell the Hat for \$2, and give you the little "trunk" with it.

Saks & Company.

—THE— Lowenberg Specialty STORE

You Run No Chances

Of getting a perfect fitting and hanging Suit here. We have but one way of fitting and that is to FIT PERFECT, whether it be a \$8.50 Suit or a \$1.50 Suit.

Perfect fit or your money refunded.

BENJ. LOWENBERG.

34 Granby Street.

OLD PHONE 888.

Ask Your Grocer

—FOR—

TAYLOR & COMPANY'S

HOME-MADE

SAUSAGE MEAT.

Guaranteed All Pork.

Taylor & Co.

MANUFACTURERS,

UNDER MONTICELLO HOTEL

Free Delivery. Phone 946.

## READY FOR XMAS!

With the Finest Line of Novelties Ever Shown in Norfolk.

BUY NOW. DON'T WAIT. GET FIRST CHOICE OF THE NEW GOODS.

Headquarters for Pictures, Easels, Frames, Brass Goods, Lamps, Globes, Clocks, Imported China, Bric-a-Brac, Vases, etc., etc.

STERLING SILVER GOODS in all the newest novelties.

STATIONERY—Beautiful assortment of new style writing paper. Call and get our prices.

LOUGHRAN & PRIEUR

174 CHURCH STREET, NEAR MAIN.

Are You Warm Enough?

THOMAS A. FREWEN.

Contractor.

PLUMBING. HEATING.

ESTIMATES AND PLANS FOR STEAM AND HOT WATER HEATING.

—ALL WORK GUARANTEED—

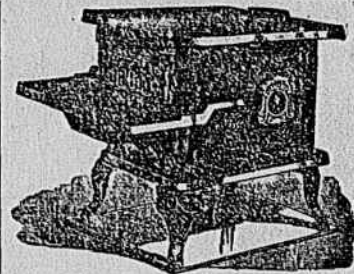
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We Would be Pleased

to have a personal call from any one wanting ICE CREAM in any quantity, from ONE QUART TO ONE HUNDRED GALLONS. We can interest you both in QUALITY AND PRICE. Phone us and we will send our representative to see you, anywhere in Tidewater Virginia.

THE METTOWEE.



## The People Now Realize It

A little over a year ago we advertised that we would sell one stove of our make to anybody as low as a dealer could buy a carload. Then our trade was limited to Virginia and North Carolina. Since we advertised this we have shipped them to every State from New York to Florida, and as far West as Ohio—right in the heart of other stove manufacturers. Nothing but praise comes from these States for their basking qualities and excellent finish. The celebrated Fitz Lee Cook Stove is destined to be in more homes in more States than any other stove ever made. Write for information.

## SOUTHERN STOVE-WORKS,

815 to 827 North Seventeenth St.

RICHMOND, VA.

## Notice.—\$300 Reward

Office Board of Harbor Commissioners, 150 Main Street, Norfolk, Va., Sept. 21, 1899.)

The lawful dumping ground for all excavating done within the limits of this harbor is east of the Hip Raps. It is a criminal offence to dump at any other place.

It has been reported from time to time to this Board that what is known as SHORT DUMPING is being done from mud machine scows.

The Board therefore, offers a standing reward of \$300 to be paid to any person or persons who shall give evidence which shall lead to the detection and conviction of any party or parties who may be wilfully and maliciously guilty of dumping mud or excavation of any character from such scows at any place in this harbor other than the lawful dumping ground.

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## CANDY SEASON.

The Soda Water Season is past and the Candy Season is here. Fresh, new, dainty Confections.

Our counters are again loaded with the largest and most tempting line of choice pure hand-made confectionery shown in Norfolk. These goods are made by skilled workmen in our own factory, fresh every day.

We will furnish ICE CREAM in all the popular flavors, for balls, banquets, weddings, reception and other social functions, and for family use, throughout the winter.

Goods delivered free to all parts of the city.

## Norfolk Candy Kitchen,

Southern States Phone 673. 21 BANK ST. je20-7

## FRUIT CAKE.

Seeded Raisins .....10c. package

Cleaned Currants.....10c. package

Sliced Citron, Orange and Lemon Peel.....10c. package

Best Citron.....12c. package

Shelled Almonds.....12c. package

New Mixed Nuts.....10c. package

English Walnuts.....12c. package

Soft Shell Almonds.....12c. package

Our Royal Patent Flour.....\$1.25

This is the best flour on the market. Every barrel fully guaranteed. Give it a trial.

## VIRGINIA GROCERY CO.,

6 AND 8 NEW MARKET PLACE.

BOTH PHONES 462.

## Just Received

NEW BUCKWHEAT,

New Extra No. 1 Mackerel

—AND—

Fresh Dearfoot Farm Sausage.

J. R. BRIGGS, Grocer,

115 COMMERCIAL PLACE.

## NOTICE!

TUG A. B. COVINGTON—This is to give notice that the tug A. B. Covington has changed part-ownership. All bills for and against her must be sent to J. R. Briggs, 115 Commercial Place, or to J. R. Briggs &